



General Assembly

January Session, 2011

Governor's Bill No. 1016

LCO No. 3535

03535_____

Referred to Committee on Public Safety and Security

Introduced by:

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

REP. DONOVAN, 84th Dist.

REP. SHARKEY, 88th Dist.

***AN ACT ESTABLISHING A DEPARTMENT OF EMERGENCY
RESPONDER TRAINING.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2011*) (a) There is established a
2 Department of Emergency Responder Training. Said department shall
3 be responsible for the training of police officers and firefighters in this
4 state. The department head shall be the executive director, who shall
5 be appointed by the Governor in accordance with the provisions of
6 section 4-5 of the general statutes, as amended by this act, sections 4-6,
7 4-7 and 4-8 of the general statutes, with the powers and duties
8 prescribed in said sections. The executive director shall possess
9 knowledge in matters relating to training standards and methods
10 relating to law enforcement or fire prevention and control. No person
11 possessing a record of any criminal, unlawful or unethical conduct
12 shall be eligible for or hold such position. The executive director shall
13 be the chief administrative officer of the department and shall develop

14 and periodically update and revise a comprehensive municipal police
15 training plan and establish standards for a fire service training and
16 education program. The executive director may do all things necessary
17 to apply for, qualify for and accept any federal funds made available
18 or allotted under any federal act relative to police officer and
19 firefighter training.

20 (b) The executive director may, within available appropriations,
21 employ any other personnel that may be necessary in the performance
22 of the department's functions.

23 (c) The executive director may enter into contracts for the furnishing
24 by any person or agency, public or private, of services necessary for
25 the proper execution of the duties of the department. Any such
26 contract that has a cost of three thousand dollars or more shall be
27 subject to the approval of the Attorney General.

28 (d) The executive director may accept contributions, grants, gifts,
29 donations, services or other financial assistance from any
30 governmental unit, public agency or the private sector and is
31 authorized to apply for, receive and distribute any federal or private
32 funds or contributions available for training and education of police or
33 fire fighting personnel.

34 (e) The executive director may perform any other acts that may be
35 necessary and appropriate to carry out the functions of the department
36 as set forth in sections 1 and 2 of this act and sections 3-122, 3-123, 3-
37 123e, 4-5, 4-38c, 7-294a, 7-294b, 7-294d, 7-294e, 7-294f, 7-294g, 7-294l, 7-
38 294m, 7-294n, 7-294o, 7-294p, 7-294x, 7-294aa, 7-323j, 7-323k, 7-323l, 7-
39 323p, 7-323q, 14-286e, 21a-274a, 29-179i and 31-294i of the general
40 statutes, as amended by this act.

41 (f) The executive director shall annually submit a report to the
42 Governor and, in accordance with section 11-4a of the general statutes,
43 to the Joint Committee on Legislative Management relating to the
44 activities, recommendations and accomplishments of the department.

45 (g) The executive director may adopt such regulations, in
46 accordance with the provisions of chapter 54 of the general statutes, as
47 necessary to implement the duties of the department.

48 (h) The executive director shall, with respect to municipal police
49 officer training, be responsible for:

50 (1) Requiring that all probationary candidates receive the hours of
51 basic training deemed necessary before being eligible for certification,
52 such basic training to be completed within one year following the
53 appointment as a probationary candidate, unless the candidate is
54 granted additional time to complete such basic training by the
55 executive director;

56 (2) Requiring the registration of probationary candidates with the
57 academy not later than ten days after hiring for the purpose of
58 scheduling training;

59 (3) Issuing the appropriate certification to police officers who have
60 satisfactorily completed minimum basic training programs;

61 (4) Requiring that each police officer satisfactorily complete at least
62 forty hours of certified review training every three years in order to
63 maintain certification, unless the officer is granted additional time not
64 to exceed one year to complete such training by the council;

65 (5) Renewing the certification of those police officers who have
66 satisfactorily completed review training programs;

67 (6) Visiting and inspecting police basic training schools and
68 inspecting each school at least once each year;

69 (7) Consulting with and cooperating with universities, colleges and
70 institutions of higher education for the development of specialized
71 courses of study for police officers in police science and police
72 administration;

73 (8) Consulting with and cooperating with departments and agencies
74 of this state and other states and the federal government concerning
75 police training;

76 (9) Conducting any inspection and evaluation that may be necessary
77 to determine if a law enforcement unit is complying with the
78 provisions of this section;

79 (10) At the request and expense of any law enforcement unit,
80 conducting general or specific management surveys;

81 (11) Developing objective and uniform criteria for granting any
82 waiver of regulations or procedures;

83 (12) Appointing any council training instructor, or such other
84 person as determined by the council, to act as a special police officer
85 throughout the state as such instructor or other person's official duties
86 may require, provided any such instructor or other person so
87 appointed shall be a certified police officer and further provided each
88 such special police officer be sworn and be vested with the authority to
89 arrest and present before a competent authority any person for any
90 offense committed within the officer's precinct; and

91 (13) Recruiting, selecting and appointing candidates to the position
92 of probationary candidate, as defined in section 7-294a of the general
93 statutes, as amended by this act, and to provide recruit training for
94 candidates of the Connecticut Police Corps program in accordance
95 with the Police Corps Act, 42 USC 14091 et seq., as amended from time
96 to time.

97 (i) The executive director, with respect to the state fire training,
98 shall: (1) Administer the state's responsibilities under federal laws
99 relevant to fire service; and (2) develop a master plan for fire
100 prevention and control.

101 Sec. 2. (NEW) (*Effective July 1, 2011*) (a) The Department of
102 Emergency Responder Training shall maintain and operate a

103 municipal police officer training school. The department shall fix
104 tuition and fees for training and education programs and sessions and
105 for such other purposes deemed necessary for the operation and
106 support of the school, subject to the approval of the Office of Policy
107 and Management. Such fees shall be used solely for training and
108 educational purposes.

109 (b) The department may establish and maintain a municipal police
110 officer training school training and education extension account, which
111 shall be a separate, nonlapsing account within the General Fund. The
112 account shall contain any moneys required by law to be deposited in
113 the account. The account may be used for the operation of such
114 training and education extension programs and sessions as the
115 Department of Emergency Responder Training may establish. All
116 proceeds derived from the operation of the training and education
117 extension programs and sessions shall be deposited in the General
118 Fund and shall be credited to and become a part of the resources of the
119 account. All direct expenses incurred in the conduct of the training,
120 certification and education programs and sessions shall be charged,
121 and any payments of interest and principal of bonds or any sums
122 transferable to any fund for the payment of interest and principal of
123 bonds and any cost of equipment for such operations may be charged,
124 against the account on order of the State Comptroller. Any balance of
125 receipts above expenditures shall remain in the account to be used for
126 its training and education programs and sessions.

127 Sec. 3. Section 4-5 of the general statutes is repealed and the
128 following is substituted in lieu thereof (*Effective July 1, 2011*):

129 As used in sections 4-6, 4-7 and 4-8, the term "department head"
130 means Secretary of the Office of Policy and Management,
131 Commissioner of Administrative Services, Commissioner of Revenue
132 Services, Banking Commissioner, Commissioner of Children and
133 Families, Commissioner of Consumer Protection, Commissioner of
134 Correction, Commissioner of Economic and Community Development,

135 State Board of Education, Commissioner of Emergency Management
136 and Homeland Security, Commissioner of Environmental Protection,
137 Commissioner of Agriculture, Commissioner of Public Health,
138 Insurance Commissioner, Labor Commissioner, Liquor Control
139 Commission, Commissioner of Mental Health and Addiction Services,
140 Commissioner of Public Safety, Commissioner of Social Services,
141 Commissioner of Developmental Services, Commissioner of Motor
142 Vehicles, Commissioner of Transportation, Commissioner of Public
143 Works, Commissioner of Veterans' Affairs, Chief Information Officer,
144 the chairperson of the Public Utilities Control Authority, the executive
145 director of the Board of Education and Services for the Blind, the
146 executive director of the Connecticut Commission on Culture and
147 Tourism, the executive director of the Department of Emergency
148 Responder Training and the executive director of the Office of Military
149 Affairs. As used in sections 4-6 and 4-7, "department head" also means
150 the Commissioner of Education.

151 Sec. 4. Section 4-38c of the general statutes is repealed and the
152 following is substituted in lieu thereof (*Effective July 1, 2011*):

153 There shall be within the executive branch of state government the
154 following departments: Office of Policy and Management, Department
155 of Administrative Services, Department of Revenue Services,
156 Department of Banking, Department of Agriculture, Department of
157 Children and Families, Department of Consumer Protection,
158 Department of Correction, Department of Economic and Community
159 Development, State Board of Education, Department of Emergency
160 Management and Homeland Security, Department of Emergency
161 Responder Training, Department of Environmental Protection,
162 Department of Public Health, Board of Governors of Higher
163 Education, Insurance Department, Labor Department, Department of
164 Mental Health and Addiction Services, Department of Developmental
165 Services, Department of Public Safety, Department of Social Services,
166 Department of Transportation, Department of Motor Vehicles,
167 Department of Veterans' Affairs, Department of Public Works and

168 Department of Public Utility Control.

169 Sec. 5. Section 7-294a of the general statutes is repealed and the
170 following is substituted in lieu thereof (*Effective July 1, 2011*):

171 As used in this section and sections 7-294b to 7-294e, inclusive, as
172 amended by this act, "academy" means the Connecticut Police
173 Academy; "applicant" means a prospective police officer who has not
174 commenced employment or service with a law enforcement unit;
175 "basic training" means the minimum basic law enforcement training
176 received by a police officer at the academy or at any other certified law
177 enforcement training academy; "certification" means the issuance by
178 the [Police Officer Standards and Training Council] Department of
179 Emergency Responder Training to a police officer, police training
180 school or law enforcement instructor of a signed instrument
181 evidencing satisfaction of the certification requirements imposed by
182 section 7-294d, as amended by this act, and signed by the council;
183 "council" means the Police Officer Standards and Training Council;
184 "executive director" means the executive director of the Department of
185 Emergency Responder Training; "Governor" includes any person
186 performing the functions of the Governor by authority of the law of
187 this state; "review training" means training received after minimum
188 basic law enforcement training; "law enforcement unit" means any
189 agency, organ or department of this state or a subdivision or
190 municipality thereof, whose primary functions include the
191 enforcement of criminal or traffic laws, the preservation of public
192 order, the protection of life and property, or the prevention, detection
193 or investigation of crime; "police officer" means a sworn member of an
194 organized local police department, an appointed constable who
195 performs criminal law enforcement duties, a special policeman
196 appointed under section 29-18, 29-18a or 29-19 or any member of a law
197 enforcement unit who performs police duties; "probationary
198 candidate" means a police officer who, having satisfied
199 preemployment requirements, has commenced employment with a
200 law enforcement unit but who has not satisfied the training

201 requirements provided for in section 7-294d, as amended by this act;
202 and "school" means any school, college, university, academy or
203 training program approved by the council which offers law
204 enforcement training and includes a combination of a course
205 curriculum, instructors and facilities.

206 Sec. 6. Subsection (a) of section 7-294b of the general statutes is
207 repealed and the following is substituted in lieu thereof (*Effective July*
208 *1, 2011*):

209 (a) There shall be a Police Officer Standards and Training Council
210 which shall be within the [Division of State Police of the Department of
211 Public Safety] Department of Emergency Responder Training for
212 administrative purposes only and which shall consist of the following
213 members appointed by the Governor: (1) A chief administrative officer
214 of a town or city in Connecticut; (2) the chief elected official or chief
215 executive officer of a town or city in Connecticut with a population
216 under twelve thousand which does not have an organized police
217 department; (3) a member of the faculty of The University of
218 Connecticut; (4) eight members of the Connecticut Police Chiefs
219 Association who are holding office or employed as chief of police or
220 the highest ranking professional police officer of an organized police
221 department of a municipality within the state; (5) the Chief State's
222 Attorney; (6) a sworn municipal police officer whose rank is sergeant
223 or lower; and (7) five public members. The Commissioner of Public
224 Safety and the Federal Bureau of Investigation special agent-in-charge
225 in Connecticut or their designees shall be voting ex-officio members of
226 the council. Any nonpublic member of the council shall immediately
227 upon the termination of his holding the office or employment which
228 qualified him for appointment cease to be a member of the council. A
229 member appointed to fill a vacancy shall be appointed for the
230 unexpired term of the member whom he is to succeed in the same
231 manner as the original appointment. The Governor shall appoint a
232 chairperson and the council shall appoint a vice-chairperson and a
233 secretary from among the members. The members of the council shall

234 serve without compensation but shall be entitled to actual expenses
235 involved in the performance of their duties.

236 Sec. 7. Section 7-294d of the general statutes is repealed and the
237 following is substituted in lieu thereof (*Effective July 1, 2011*):

238 (a) The Police Officer Standards and Training Council shall [have
239 the following powers] make recommendations to the executive
240 director on the following:

241 (1) [To develop and periodically update and revise a] A
242 comprehensive municipal police training plan;

243 (2) [To approve, or revoke the] The approval of [,] any police
244 training school and [to issue] the issuance of certification to such
245 schools and [to revoke] the revocation of such certification;

246 (3) [To set the] The minimum courses of study and attendance
247 required and the equipment and facilities to be required of approved
248 police training schools;

249 (4) [To set the] The minimum qualifications for law enforcement
250 instructors and [to issue] the issuance of appropriate certification to
251 such instructors;

252 [(5) To require that all probationary candidates receive the hours of
253 basic training deemed necessary before being eligible for certification,
254 such basic training to be completed within one year following the
255 appointment as a probationary candidate, unless the candidate is
256 granted additional time to complete such basic training by the council;

257 (6) To require the registration of probationary candidates with the
258 academy within ten days of hiring for the purpose of scheduling
259 training;

260 (7) To issue appropriate certification to police officers who have
261 satisfactorily completed minimum basic training programs;

262 (8) To require that each police officer satisfactorily complete at least
263 forty hours of certified review training every three years in order to
264 maintain certification, unless the officer is granted additional time not
265 to exceed one year to complete such training by the council;

266 (9) To renew the certification of those police officers who have
267 satisfactorily completed review training programs;]

268 [(10) To establish] (5) The establishment of uniform minimum
269 educational and training standards for employment as a police officer
270 in full-time positions, temporary or probationary positions and part-
271 time or voluntary positions; and

272 [(11) To visit and inspect police basic training schools and to inspect
273 each school at least once each year;

274 (12) To consult with and cooperate with universities, colleges and
275 institutes for the development of specialized courses of study for
276 police officers in police science and police administration;

277 (13) To consult with and cooperate with departments and agencies
278 of this state and other states and the federal government concerned
279 with police training;

280 (14) To employ an executive director and, within available
281 appropriations, to employ any other personnel that may be necessary
282 in the performance of its functions;

283 (15) To perform any other acts that may be necessary and
284 appropriate to carry out the functions of the council as set forth in
285 sections 7-294a to 7-294e, inclusive;

286 (16) To accept contributions, grants, gifts, donations, services or
287 other financial assistance from any governmental unit, public agency
288 or the private sector;

289 (17) To conduct any inspection and evaluation that may be

290 necessary to determine if a law enforcement unit is complying with the
291 provisions of this section;

292 (18) At the request and expense of any law enforcement unit, to
293 conduct general or specific management surveys;

294 (19) To develop objective and uniform criteria for granting any
295 waiver of regulations or procedures established by the council;

296 (20) To recruit, select and appoint candidates to the position of
297 probationary candidate, as defined in section 7-294a, and provide
298 recruit training for candidates of the Connecticut Police Corps
299 program in accordance with the Police Corps Act, 42 USC 14091 et
300 seq., as amended from time to time;]

301 [(21) To develop, adopt and revise,] (6) The development, adoption
302 and revision, as necessary, of comprehensive accreditation standards
303 for the administration and management of law enforcement units, to
304 grant accreditation to those law enforcement units that demonstrate
305 their compliance with such standards and, at the request and expense
306 of any law enforcement unit, to conduct such surveys as may be
307 necessary to determine such unit's compliance with such standards. [;
308 and]

309 [(22) To appoint any council training instructor, or such other
310 person as determined by the council, to act as a special police officer
311 throughout the state as such instructor or other person's official duties
312 may require, provided any such instructor or other person so
313 appointed shall be a certified police officer. Each such special police
314 officer shall be sworn and may arrest and present before a competent
315 authority any person for any offense committed within the officer's
316 precinct.]

317 (b) No person may be employed as a police officer by any law
318 enforcement unit for a period exceeding one year unless he or she has
319 been certified under the provisions of subsection (a) of this section or

320 has been granted an extension by the [council] executive director. No
321 person may serve as a police officer during any period when his
322 certification has been cancelled or revoked pursuant to the provisions
323 of subsection (c) of this section. In addition to the requirements of this
324 subsection, the [council] executive director may establish other
325 qualifications for the employment of police officers and require
326 evidence of fulfillment of these qualifications. The certification of any
327 police officer who is not employed by a law enforcement unit for a
328 period of time in excess of two years, unless such officer is on leave of
329 absence, shall be considered lapsed. Upon reemployment as a police
330 officer, such officer shall apply for recertification in a manner provided
331 by the [council] executive director. The [council] executive director
332 shall certify any applicant who presents evidence of satisfactory
333 completion of a program or course of instruction in another state
334 equivalent in content and quality to that required in this state,
335 provided he or she passes an examination or evaluation as required by
336 the [council] executive director.

337 (c) (1) The [council] executive director may refuse to renew any
338 certificate if the holder fails to meet the requirements for renewal of his
339 or her certification.

340 (2) The [council] executive director may cancel or revoke any
341 certificate if: (A) The certificate was issued by administrative error, (B)
342 the certificate was obtained through misrepresentation or fraud, (C)
343 the holder falsified any document in order to obtain or renew any
344 certificate, (D) the holder has been convicted of a felony, (E) the holder
345 has been found not guilty of a felony by reason of mental disease or
346 defect pursuant to section 53a-13, (F) the holder has been convicted of
347 a violation of subsection (c) of section 21a-279 or section 29-9, (G) the
348 holder has been refused issuance of a certificate or similar
349 authorization or has had his or her certificate or other authorization
350 cancelled or revoked by another jurisdiction on grounds which would
351 authorize cancellation or revocation under the provisions of this
352 subdivision, (H) the holder has been found by a law enforcement unit,

353 pursuant to procedures established by such unit, to have used a
354 firearm in an improper manner which resulted in the death or serious
355 physical injury of another person, or (I) the holder has been found by a
356 law enforcement unit, pursuant to procedures established by such
357 unit, to have committed any act that would constitute tampering with
358 or fabricating physical evidence in violation of section 53a-155, perjury
359 in violation of section 53a-156 or false statement in the second degree
360 in violation of section 53a-157b. Whenever the [council] executive
361 director believes there is a reasonable basis for cancellation or
362 revocation of the certification of a police officer, police training school
363 or law enforcement instructor, [it] he or she shall give notice and an
364 adequate opportunity for a hearing prior to such cancellation or
365 revocation. The [council] executive director may cancel or revoke any
366 certificate if, after a de novo review, [it] he or she finds by clear and
367 convincing evidence (i) a basis set forth in subparagraphs (A) to (G),
368 inclusive, of this subdivision, or (ii) that the holder of the certificate
369 committed an act set forth in subparagraph (H) or (I) of this
370 subdivision. Any police officer or law enforcement instructor whose
371 certification is cancelled or revoked pursuant to this section may
372 reapply for certification no sooner than two years after the date on
373 which the cancellation or revocation order becomes final. Any police
374 training school whose certification is cancelled or revoked pursuant to
375 this section may reapply for certification at any time after the date on
376 which such order becomes final.

377 (d) Notwithstanding the provisions of subsection (b) of this section,
378 any police officer, except a probationary candidate, who is serving
379 under full-time appointment on July 1, 1982, shall be deemed to have
380 met all certification requirements and shall be automatically certified
381 by the [council] executive director in accordance with the provisions of
382 subsection (a) of section 7-294e, as amended by this act.

383 (e) The provisions of this section shall apply to any person who
384 performs police functions. As used in this subsection, "performs police
385 functions" for a person who is not a police officer, as defined in section

386 7-294a, as amended by this act, means that in the course of his or her
387 official duties, such person carries a firearm and exercises arrest
388 powers pursuant to section 54-1f or engages in the prevention,
389 detection or investigation of crime, as defined in section 53a-24. The
390 [council] executive director shall establish criteria by which the
391 certification process required by this section shall apply to police
392 officers.

393 (f) The provisions of this section shall not apply to (1) any state
394 police training school or program, (2) any sworn member of the
395 Division of State Police within the Department of Public Safety, (3)
396 Connecticut National Guard security personnel, when acting within
397 the scope of their National Guard duties, who have satisfactorily
398 completed a program of police training conducted by the United States
399 Army or Air Force, (4) employees of the Judicial Department, (5)
400 municipal animal control officers appointed pursuant to section 22-
401 331, or (6) fire police appointed pursuant to section 7-313a. The
402 provisions of this section with respect to renewal of certification upon
403 satisfactory completion of review training programs shall not apply to
404 any chief inspector or inspector in the Division of Criminal Justice who
405 has satisfactorily completed a program of police training conducted by
406 the division.

407 Sec. 8. Section 7-294e of the general statutes is repealed and the
408 following is substituted in lieu thereof (*Effective July 1, 2011*):

409 (a) Notwithstanding the provisions of any general statute or special
410 act or local law, ordinance or charter to the contrary, each police officer
411 shall forfeit his or her appointment and position unless recertified by
412 the [council] executive director according to procedures and within the
413 time frame established by [the council] said director.

414 (b) The [Police Officer Standards and Training Council] Department
415 of Emergency Responder Training may adopt any regulations it deems
416 necessary to carry out the provisions of section 7-294a, as amended by
417 this act, subsection (a) of section 7-294b, as amended by this act,

418 sections 7-294c, as amended by this act, 7-294d, as amended by this act,
419 and this section in accordance with the provisions of chapter 54, giving
420 due consideration to the varying factors and special requirements of
421 law enforcement units. Such regulations shall be binding upon all law
422 enforcement units, except the Division of State Police within the
423 Department of Public Safety.

424 Sec. 9. Section 7-294f of the general statutes is repealed and the
425 following is substituted in lieu thereof (*Effective July 1, 2011*):

426 Each police basic training program conducted or administered by
427 the Division of State Police within the Department of Public Safety, the
428 [Police Officer Standards and Training Council established under
429 section 7-294b] Department of Emergency Responder Training or
430 municipal police department in the state shall include a course on
431 sexual assault investigation and rape crisis intervention and each
432 review training program conducted by such agencies shall make
433 provision for such a course.

434 Sec. 10. Section 7-294g of the general statutes is repealed and the
435 following is substituted in lieu thereof (*Effective July 1, 2011*):

436 (a) Each police basic or review training program conducted or
437 administered by the Division of State Police within the Department of
438 Public Safety, by the [Police Officer Standards and Training Council
439 established under section 7-294b] Department of Emergency
440 Responder Training or by a municipal police department in the state
441 shall provide a minimum of two hours of training on the subject of
442 domestic violence that includes, but is not limited to, the following: (1)
443 Enforcement of criminal laws applicable in cases involving domestic
444 violence; (2) techniques for handling incidents of domestic violence
445 which promote the safety of the victim and the officer and which
446 reduce the likelihood of recurrence; (3) organizations in the state that
447 offer aid or shelter to victims of domestic violence; (4) applicable
448 procedures in the prosecution of cases involving domestic violence; (5)
449 orders issued by a court pursuant to chapter 815a. The Division of

450 State Police, the [Police Officer Standards and Training Council]
451 Department of Emergency Responder Training or municipal police
452 departments, in consultation with the Connecticut Task Force on
453 Abused Women, shall develop a program curriculum and shall submit
454 such curriculum to the task force for approval. Individual shelter
455 programs in the task force may also conduct domestic violence
456 training in conjunction with any police training program.

457 (b) Each police basic training program conducted or administered
458 by the Division of State Police within the Department of Public Safety,
459 by the [Police Officer Standards and Training Council established
460 under section 7-294b] Department of Emergency Responder Training
461 or by a municipal police department in the state shall include a course
462 on the recognition and management of child abuse and suicide
463 intervention procedures.

464 Sec. 11. Section 7-294l of the general statutes is repealed and the
465 following is substituted in lieu thereof (*Effective July 1, 2011*):

466 Each police basic or review training program conducted or
467 administered by the Division of State Police within the Department of
468 Public Safety, the [Police Officer Standards and Training Council
469 established under section 7-294b] Department of Emergency
470 Responder Training or a municipal police department in the state shall
471 include training on gang-related violence.

472 Sec. 12. Section 7-294m of the general statutes is repealed and the
473 following is substituted in lieu thereof (*Effective July 1, 2011*):

474 (1) The [Police Officer Standards and Training Council established
475 under section 7-294b] Department of Emergency Responder Training,
476 in conjunction with the office of the Chief State's Attorney and the
477 Connecticut Police Chiefs Association, and (2) the Division of State
478 Police within the Department of Public Safety, in conjunction with the
479 office of the Chief State's Attorney, shall provide instruction on the
480 subject of new legal developments which affect police policies and

481 practices concerning the investigation, detection and prosecution of
482 criminal matters, each year to the chief law enforcement officer of each
483 municipality and any person designated by such officer to serve in
484 such capacity in such officer's absence. Each such officer may be given
485 credit for such course of instruction toward the certified review
486 training required by subsection (a) of section 7-294d, as amended by
487 this act. Such training program shall be named "The John M. Bailey
488 Seminar on New Legal Developments Impacting Police Policies and
489 Practices".

490 Sec. 13. Section 7-294n of the general statutes is repealed and the
491 following is substituted in lieu thereof (*Effective July 1, 2011*):

492 Each police basic or review training program conducted or
493 administered by the Division of State Police within the Department of
494 Public Safety, the [Police Officer Standards and Training Council
495 established under section 7-294b] Department of Emergency
496 Responder Training or a municipal police department in the state shall
497 include training relative to crimes motivated by bigotry or bias.

498 Sec. 14. Section 7-294o of the general statutes is repealed and the
499 following is substituted in lieu thereof (*Effective July 1, 2011*):

500 Not later than January 1, [2008] 2012, the [Police Officer Standards
501 and Training Council] Department of Emergency Responder Training
502 shall develop and implement a policy concerning the acceptance of
503 missing person reports by law enforcement agencies in this state and
504 such agencies' response thereto. Such policy shall include, but not be
505 limited to, guidelines for the acceptance of a missing person report, the
506 types of information that a law enforcement agency should seek to
507 ascertain and record concerning the missing person that would aid in
508 locating the missing person, the circumstances that indicate that a
509 missing person is a high risk missing person, the types of information
510 that a law enforcement agency should provide to the person making
511 the missing person report, a family member or any other person in a
512 position to assist the law enforcement agency in its efforts to locate the

513 missing person and the responsibilities of a law enforcement agency in
514 responding to a missing person report and the manner of such
515 response.

516 Sec. 15. Section 7-294p of the general statutes is repealed and the
517 following is substituted in lieu thereof (*Effective July 1, 2011*):

518 The [Police Officer Standards and Training Council] Department of
519 Emergency Responder Training may recover from any municipality
520 [that (1) operated a local police training school, and (2) ceased the
521 operation of such school on or after January 1, 2007,] the costs of
522 providing law enforcement training [at the Connecticut Police
523 Academy] for such municipality's recruits.

524 Sec. 16. Section 7-294x of the general statutes is repealed and the
525 following is substituted in lieu thereof (*Effective July 1, 2011*):

526 The [Police Officer Standards and Training Council established
527 under section 7-294b] Department of Emergency Responder Training
528 shall provide training to security personnel employed in the public
529 schools by a local or regional board of education. Such training shall
530 include drug detection and gang identification.

531 Sec. 17. Section 7-294aa of the general statutes is repealed and the
532 following is substituted in lieu thereof (*Effective July 1, 2011*):

533 (a) Any sworn police officer employed by the state or a municipality
534 who takes a leave of absence or resigns from such officer's
535 employment on or after September 11, 2001, to volunteer for
536 participation in international peacekeeping operations, is selected for
537 such participation by a company which the United States Department
538 of State has contracted with to recruit, select, equip and deploy police
539 officers for such peacekeeping operations, and participates in such
540 peacekeeping operations under the supervision of the United Nations,
541 the Organization for Security and Cooperation in Europe or other
542 sponsoring organization, shall be entitled, upon return to the United

543 States, (1) to be restored by such officer's employer to the position of
544 employment held by the officer when the leave commenced, or (2) if
545 the original position of employment is not available, to be restored to
546 an equivalent position with equivalent employment benefits, pay and
547 other terms and conditions of employment, provided not later than six
548 months after such return such officer notifies such officer's employer of
549 such return and such officer's desire to be restored to such officer's
550 original position of employment or an equivalent position of
551 employment.

552 (b) The [Police Officer Standards and Training Council] Department
553 of Emergency Responder Training shall not cancel or revoke the
554 certification of a police officer during the period such officer is
555 participating in international peacekeeping operations outside the
556 United States in accordance with subsection (a) of this section and for a
557 period of six months after such officer returns to the United States,
558 except for a reason specified in subsection (c) of section 7-294d, as
559 amended by this act.

560 Sec. 18. Section 14-286e of the general statutes is repealed and the
561 following is substituted in lieu thereof (*Effective July 1, 2011*):

562 (a) Any police officer, firefighter or person engaged in providing
563 emergency services who operates a bicycle in response to an
564 emergency call or while engaged in rescue operations or in the
565 immediate pursuit of an actual or suspected violator of the law shall be
566 exempt from the provisions of sections 14-286, 14-286a, 14-286b, 14-
567 286c and 14-289 provided (1) the police officer, firefighter or person
568 engaged in providing emergency services is sixteen years of age or
569 older, (2) the police officer, firefighter or person engaged in providing
570 emergency services is wearing a distinctive uniform, and (3) the police
571 officer has completed a course of instruction in basic police bicycle
572 patrol certified by the [Police Officer Standards and Training Council]
573 Department of Emergency Responder Training or an equivalent course
574 of instruction, and the firefighter or person engaged in providing

575 emergency services has completed an equivalent course of basic
576 bicycle patrol.

577 (b) The exemptions granted in subsection (a) of this section shall
578 apply only when such bicycle is making use of an audible warning
579 signal device, including, but not limited to a siren, whistle or bell.

580 (c) The provisions of this section shall not relieve the operator of a
581 bicycle from the duty to drive with due regard for the safety of all
582 persons and property.

583 Sec. 19. Subsection (b) of section 21a-274a of the general statutes is
584 repealed and the following is substituted in lieu thereof (*Effective July*
585 *1, 2011*):

586 (b) There is established a safe neighborhoods grant program which
587 shall be administered by the Office of Policy and Management. Grants
588 may be made, on a competitive basis, to the cities of Bridgeport,
589 Danbury, Hartford, Meriden, Middletown, New Britain, New Haven,
590 New London, Norwalk, Norwich, Stamford, Waterbury and
591 Windham, and to the [Police Officer Standards and Training Council]
592 Department of Emergency Responder Training for the purpose of (1)
593 improving public safety in urban neighborhoods through programs
594 which increase police presence by hiring additional police officers and
595 establishing police substations for those neighborhoods, (2) involving
596 residents in crime prevention activities, including security
597 enhancements to neighborhood residences and business
598 establishments, and (3) improving public safety in urban
599 neighborhoods through programs which increase police presence by
600 increasing the hours worked by police officers during times when such
601 increased presence is most needed to deter and control illegal use of
602 firearms in those neighborhoods where there has been a high incidence
603 of illegal use of firearms in the commission of crime. A grantee shall
604 use the grant to increase police presence within the grantee's safe
605 neighborhoods project area and, with the approval of the Office of
606 Policy and Management, a grantee may use such grant to temporarily

607 increase police presence in high crime areas outside such project area.
608 The Secretary of the Office of Policy and Management shall adopt
609 regulations in accordance with chapter 54 for the administration of this
610 section. Such regulations shall include provisions for the establishment
611 of programs, the allocation of funds and the application process. For
612 purposes of this subsection, the term "safe neighborhoods project area"
613 means a single neighborhood within a municipality selected by the
614 municipality to be eligible for a safe neighborhoods grant.

615 Sec. 20. Subsection (a) of section 29-179i of the general statutes is
616 repealed and the following is substituted in lieu thereof (*Effective July*
617 *1, 2011*):

618 (a) There shall be a State-Wide Cooperative Crime Control Task
619 Force Policy Board which shall be in the Division of State Police within
620 the Department of Public Safety for administrative purposes only. The
621 policy board shall consist of a state committee and municipal
622 subcommittees representing each municipality participating in the
623 state-wide cooperative crime control task force. The state committee
624 shall consist of the Commissioner of Public Safety who shall be the
625 chairperson, the Chief Court Administrator or his or her designee, the
626 Chief State's Attorney or his or her designee, the Commissioner of
627 Correction or his designee, the executive director of the [Police Officer
628 Standards and Training Council] Department of Emergency
629 Responder Training or his or her designee, the Deputy Commissioner
630 of the Department of Public Safety, Division of State Police or his
631 designee, and the commanding officer of the task force. The municipal
632 subcommittees shall consist of the chief executive officer of the
633 participating municipality, the chief of police of the participating
634 municipality and three other members appointed by such chief
635 executive officer representing, but not limited to, the interests of the
636 business community, social and community services and education.

637 Sec. 21. Section 31-294i of the general statutes is repealed and the
638 following is substituted in lieu thereof (*Effective July 1, 2011*):

639 For the purpose of adjudication of claims for payment of benefits
640 under the provisions of this chapter to a uniformed member of a paid
641 municipal fire department or a regular member of a paid municipal
642 police department or constable who began such employment on or
643 after July 1, 1996, any condition or impairment of health caused by a
644 cardiac emergency occurring to such member on or after July 1, 2009,
645 while such member is in training for or engaged in fire duty at the site
646 of an accident or fire, or other public safety operation within the scope
647 of such member's employment for such member's municipal employer
648 that results in death or temporary or permanent total or partial
649 disability, shall be presumed to have been suffered in the line of duty
650 and within the scope of such member's employment, unless the
651 contrary is shown by a preponderance of the evidence, provided such
652 member successfully passed a physical examination on entry into
653 service conducted by a licensed physician designated by such
654 department which examination failed to reveal any evidence of such
655 condition. For the purposes of this section, "cardiac emergency" means
656 cardiac arrest or myocardial infarction, and "constable" means any
657 municipal law enforcement officer who is authorized to make arrests
658 and has completed [Police Officer Standards and Training Council]
659 Department of Emergency Responder Training certification pursuant
660 to section 7-294a, as amended by this act.

661 Sec. 22. Section 7-323j of the general statutes is repealed and the
662 following is substituted in lieu thereof (*Effective July 1, 2011*):

663 As used in this part, "executive director" means the executive
664 director of the Department of Emergency Responder Training;
665 "commission" means the Commission on Fire Prevention and Control;
666 "municipality" means town, city, consolidated town and city,
667 consolidated town and borough, borough, school district, fire district,
668 fire and sewer district, sewer district, lighting district or any other
669 municipal corporation or taxing district upon which is placed the duty
670 of, or which has itself assumed the duty of, protecting its inhabitants
671 from loss by fire; "fire fighting duties" means and includes duties

672 performed in connection with the suppression and prevention of fires,
673 fire training and rescue, fire investigation, arson investigation, details
674 and assignments to protect the public safety against fire and other
675 related work; "firefighters" means any person who is regularly
676 employed and paid by any municipality or by a contractor which is a
677 nonprofit corporation for the purpose of performing fire fighting
678 duties for a municipality on an average of not less than thirty-five
679 hours per week or any volunteer who performs fire fighting duties and
680 who elects to cooperate with the [commission] Department of
681 Emergency Responder Training in accordance with section 7-323m.

682 Sec. 23. Section 7-323k of the general statutes is repealed and the
683 following is substituted in lieu thereof (*Effective July 1, 2011*):

684 (a) There is established a Commission on Fire Prevention and
685 Control to consist of twelve members appointed by the Governor. The
686 State Fire Marshal or his designee and the chancellor of the
687 community-technical colleges or his designee shall serve as ex-officio,
688 voting members of said commission. Of the twelve members
689 appointed by the Governor, two shall represent The Connecticut State
690 Firemen's Association, two shall represent the Connecticut Fire Chiefs
691 Association, two shall represent the Uniformed Firefighters of the
692 International Association of Firefighters, AFL-CIO, two shall represent
693 the Connecticut Fire Marshals Association, two shall represent the
694 Connecticut Fire Department Instructors Association and two shall
695 represent the Connecticut Conference of Municipalities.

696 (b) On or before July fifteenth, annually, each organization to be
697 represented on said commission shall submit to the Governor a list of
698 nominees for appointment to said commission, which list the Governor
699 may use when making his appointments to said commission. On or
700 before September 1, 1975, the Governor shall appoint eight members of
701 said commission to serve for a term of three years and on or before
702 September 1, 1976, he shall appoint four members for a term of one
703 year. Thereafter he shall appoint members to said commission, to

704 replace those whose terms have expired, to serve for three years.
705 Persons appointed to said commission shall be qualified, by experience
706 or education, in the fields of fire protection, fire prevention, fire
707 suppression, fire fighting and related fields.

708 (c) The commission shall meet at such times and at such places as it
709 deems proper. Said commission shall elect from its membership a
710 chairman, vice chairman and secretary who shall serve a one year term
711 commencing on October first of the year in which they are elected,
712 provided nothing contained herein shall prevent their reelection to
713 such office. No member of said commission shall receive compensation
714 for his or her services.

715 (d) Members of the commission shall not be considered as holding
716 public office solely by virtue of their membership on said commission.

717 (e) The commission shall be within the Department of [Public
718 Safety] Emergency Responder Training for administrative purposes
719 only.

720 Sec. 24. Section 7-323l of the general statutes is repealed and the
721 following is substituted in lieu thereof (*Effective July 1, 2011*):

722 [(a)] The commission shall provide recommendations to the
723 executive director on the following:

724 (1) [Recommend minimum] Minimum standards of education and
725 physical condition required of each candidate for any firefighter
726 position;

727 (2) [Establish standards] Standards for a fire service training and
728 education program, on a voluntary basis, and [develop and conduct]
729 for an examination program to certify those fire service personnel who
730 satisfactorily demonstrate their ability to meet the requirements of the
731 fire service training and education program standards;

732 (3) [Conduct fire] Fire fighting training and education programs

733 designed to assist firefighters in developing and maintaining their
734 skills and keeping abreast of technological advances in fire
735 suppression, fire protection, fire prevention and related fields; and

736 (4) [Recommend standards] Standards for promotion to the various
737 ranks of fire departments. [;]

738 [(5) Be authorized to apply for, receive and distribute any federal or
739 private funds or contributions available for training and education of
740 fire fighting personnel; and

741 (6) Submit to the Governor and Joint Legislative Management
742 Committee of the General Assembly an annual report relating to the
743 activities, recommendations and accomplishments of the commission.

744 (b) The commission may adopt regulations, in accordance with the
745 provisions of chapter 54, as are necessary to implement the provisions
746 of this section.]

747 Sec. 25. Section 7-323p of the general statutes is repealed and the
748 following is substituted in lieu thereof (*Effective July 1, 2011*):

749 (a) The [Office of State Fire Administration] Department of
750 Emergency Responder Training shall maintain and operate a state fire
751 school which shall [serve as the] provide training and education. [arm
752 of the Commission on Fire Prevention and Control.] The use of any
753 hazardous material, as defined in section 29-307a, except a virgin fuel,
754 is prohibited in the simulation of any fire. The [office] department shall
755 fix fees for training and education programs and sessions and for such
756 other purposes deemed necessary for the operation and support of the
757 school, subject to the approval of the [commission] Secretary of the
758 Office of Policy and Management. Such fees shall be used solely for
759 training and education purposes.

760 (b) The [commission] department may establish and maintain a
761 state fire school training and education extension account, which shall
762 be a separate account within the General Fund. The account shall

763 contain any moneys required by law to be deposited in the account.
764 The account may be used for the operation of such training and
765 education extension programs and sessions as the [Office of State Fire
766 Administration] department may establish, for the purchase of such
767 equipment as is required for use in the operation of such programs and
768 sessions. [, and for (1) reimbursement to municipalities and municipal
769 fire departments for one-half of the costs of Firefighter I certification
770 and recruit training of municipal volunteer and paid fire service
771 personnel, and (2) reimbursement to state agencies for one-half of the
772 costs of Firefighter I certification and recruit training of state agency
773 fire service personnel.] All proceeds derived from the operation of the
774 training and education extension programs and sessions shall be
775 deposited in the General Fund and shall be credited to and become a
776 part of the resources of the account. All direct expenses incurred in the
777 conduct of the training, certification and education programs and
778 sessions shall be charged, and any payments of interest and principal
779 of bonds or any sums transferable to any fund for the payment of
780 interest and principal of bonds and any cost of equipment for such
781 operations may be charged, against the account on order of the State
782 Comptroller. Any balance of receipts above expenditures shall remain
783 in the account to be used for its training and education programs and
784 sessions, and for the acquisition, as provided by section 4b-21,
785 alteration and repairs of real property for educational facilities, except
786 such sums as may be required to be transferred from time to time to
787 any fund for the redemption of bonds and payment of interest on
788 bonds, provided repairs, alterations or additions to educational
789 facilities costing fifty thousand dollars or less shall require the
790 approval of the Commissioner of Public Works, and capital projects
791 costing over fifty thousand dollars shall require the approval of the
792 General Assembly or, when the General Assembly is not in session, of
793 the Finance Advisory Committee.

794 (c) The [commission] department may establish and maintain a state
795 fire school auxiliary services account, which shall be a separate account
796 within the General Fund. The account shall be used for the operation,

797 maintenance and repair of auxiliary service facilities and for such other
798 auxiliary activities of the state fire school as the [Office of State Fire
799 Administration] department determines. The proceeds of such
800 activities shall be deposited in the General Fund and shall be credited
801 to and become a part of the resources of the account. All direct
802 expenses of operation, maintenance and repair of facilities, food
803 services and other auxiliary activities shall be charged, and any
804 payments of interest and principal of bonds or any sums transferable
805 to any fund for the payment of interest and principal of bonds and any
806 cost of equipment for such operations may be charged, against the
807 account on order of the State Comptroller. Any balance of receipts
808 above expenditures shall remain in the account to be used for the
809 improvement and extension of such activities, except such sums as
810 may be required to be transferred from time to time to any fund for the
811 redemption of bonds and payment of interest on bonds, provided
812 repairs, alterations or additions to auxiliary service facilities costing
813 fifty thousand dollars or less shall require the approval of the
814 Commissioner of Public Works, and capital projects costing over fifty
815 thousand dollars shall require the approval of the General Assembly
816 or, when the General Assembly is not in session, of the Finance
817 Advisory Committee. The [commission] department, with the
818 approval of the Secretary of the Office of Policy and Management and
819 the Finance Advisory Committee, may borrow from the resources of
820 the General Fund at any time such sum or sums as it deems advisable,
821 to establish or continue auxiliary services activities, such sums to be
822 repaid in accordance with such schedule as the Secretary of the Office
823 of Policy and Management shall establish.

824 Sec. 26. Section 7-323q of the general statutes is repealed and the
825 following is substituted in lieu thereof (*Effective July 1, 2011*):

826 The state shall save harmless and indemnify any person certified as
827 a fire service instructor by the [Commission on Fire Prevention and
828 Control] Department of Emergency Responder Training under section
829 7-323/, as amended by this act, from financial loss and expense,

830 including legal fees and costs, if any, arising out of any claim, demand,
831 suit or judgment by reason of alleged negligence or other act resulting
832 in personal injury or property damage, which acts are not wanton,
833 reckless or malicious, provided such person, at the time of the acts
834 resulting in such injury or damage, was acting in the discharge of such
835 person's duties (1) as an employee or member of a municipal, state or
836 tribal nation fire department to provide fire service training and
837 instruction for the other members or employees of such municipal,
838 state or tribal nation fire department, (2) as a fire service instructor
839 employed by said commission to provide fire service training and
840 instruction on behalf of said commission, or (3) as a fire service
841 instructor employed by a regional fire school to provide fire service
842 training and instruction on behalf of such school.

843 Sec. 27. Section 3-122 of the general statutes is repealed and the
844 following is substituted in lieu thereof (*Effective July 1, 2011*):

845 When any person, under the provisions of the constitution and
846 bylaws of the Police Association of Connecticut, is entitled to relief
847 from said association as a police officer injured in the line of duty, or
848 rendered sick by disease contracted while in the line of duty, or as the
849 widow, child or dependent mother of a police officer killed in the line
850 of duty, the [Comptroller] executive director of the Department of
851 Emergency Responder Training shall, upon the delivery to him or her
852 of adequate proof from said association of the right of such person to
853 such relief as aforesaid, [draw his order upon the Treasurer in favor of
854 the] process payment for such person or persons entitled to such relief,
855 or their legal representatives, for the amount to which such person or
856 persons may be entitled as relief as aforesaid, provided such orders
857 shall be limited to available appropriations.

858 Sec. 28. Section 3-123 of the general statutes is repealed and the
859 following is substituted in lieu thereof (*Effective July 1, 2011*):

860 Whenever a person, under the provisions of the constitution and
861 bylaws of The Connecticut State Firefighters Association, is entitled to

862 relief from said association, as a firefighter injured in the line of duty,
863 or rendered sick by disease contracted while in the line of duty, or as
864 the widow or child of a firefighter killed in the line of duty, the
865 [Comptroller] executive director of the Department of Emergency
866 Responder Training shall, upon the delivery to him or her of proper
867 proofs from said association of the right of such person to relief as
868 aforesaid, [draw his order upon the Treasurer in favor of the] process
869 payment for such person or persons entitled to such relief, or their
870 legal representative, for the amount to which such person or persons
871 are entitled as relief as aforesaid, provided such orders shall be limited
872 to available appropriations.

873 Sec. 29. Section 3-123e of the general statutes is repealed and the
874 following is substituted in lieu thereof (*Effective July 1, 2011*):

875 The Comptroller, upon request of the executive director of the
876 Department of Emergency Responder Training, shall disburse to any
877 regional fire school, regional emergency dispatch center or any state or
878 county-wide fire radio base network, in the form of a grant, such funds
879 as may be appropriated to the [Comptroller] Department of
880 Emergency Responder Training for the purposes of such fire school,
881 emergency dispatch center or fire radio base network. Each such grant
882 shall be disbursed in equal quarterly amounts at the beginning of each
883 quarter of the state fiscal year. After the close of each fiscal year, each
884 such fire school, emergency dispatch center or fire radio base network
885 shall submit to the [Comptroller] executive director of the Department
886 of Emergency Responder Training, through the Connecticut State
887 Firemen's Association, an audited report concerning the disbursement
888 of such grant funds.

889 Sec. 30. Sections 7-323n, 7-323o and 7-323r of the general statutes are
890 repealed. (*Effective July 1, 2011*)

<p>This act shall take effect as follows and shall amend the following sections:</p>
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Section 1	<i>July 1, 2011</i>	New section
Sec. 2	<i>July 1, 2011</i>	New section
Sec. 3	<i>July 1, 2011</i>	4-5
Sec. 4	<i>July 1, 2011</i>	4-38c
Sec. 5	<i>July 1, 2011</i>	7-294a
Sec. 6	<i>July 1, 2011</i>	7-294b(a)
Sec. 7	<i>July 1, 2011</i>	7-294d
Sec. 8	<i>July 1, 2011</i>	7-294e
Sec. 9	<i>July 1, 2011</i>	7-294f
Sec. 10	<i>July 1, 2011</i>	7-294g
Sec. 11	<i>July 1, 2011</i>	7-294l
Sec. 12	<i>July 1, 2011</i>	7-294m
Sec. 13	<i>July 1, 2011</i>	7-294n
Sec. 14	<i>July 1, 2011</i>	7-294o
Sec. 15	<i>July 1, 2011</i>	7-294p
Sec. 16	<i>July 1, 2011</i>	7-294x
Sec. 17	<i>July 1, 2011</i>	7-294aa
Sec. 18	<i>July 1, 2011</i>	14-286e
Sec. 19	<i>July 1, 2011</i>	21a-274a(b)
Sec. 20	<i>July 1, 2011</i>	29-179i(a)
Sec. 21	<i>July 1, 2011</i>	31-294i
Sec. 22	<i>July 1, 2011</i>	7-323j
Sec. 23	<i>July 1, 2011</i>	7-323k
Sec. 24	<i>July 1, 2011</i>	7-323l
Sec. 25	<i>July 1, 2011</i>	7-323p
Sec. 26	<i>July 1, 2011</i>	7-323q
Sec. 27	<i>July 1, 2011</i>	3-122
Sec. 28	<i>July 1, 2011</i>	3-123
Sec. 29	<i>July 1, 2011</i>	3-123e
Sec. 30	<i>July 1, 2011</i>	Repealer section

Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]